



US Army Corps
of Engineers
Seattle District

Public Notice of Application for Permit

Regulatory Branch

Post Office Box 3755

Seattle, Washington 98124-3755

Telephone (206) 764-3495

ATTN: Debbie Knaub, Project Manager

Public Notice Date: January 14, 2004

Expiration Date: February 14, 2004

Reference: 200301301

Name: Davis, Lew

Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of March 3, 1899, and Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

APPLICANT - Mr. Lew Davis
4020 NW Cascade
East Wenatchee, Washington 98802
Telephone: (509) 884 5238

AGENT - Mr. Thom Vetter
ecoPlan and Design
1666 Pitcher Canyon Road
Wenatchee, Washington 98801
Telephone: (509) 663 5259

LOCATION - In Lake Chelan, at Stehekin, Chelan County, Washington.

WORK - The proposed project is to construct a 320-square foot pier supported by eight concrete piling and four concrete footings armored with riprap covered by native material. The lakebed would be excavated (approximately 5 cubic yards) to construct the footings. Each concrete footing would support two poured in place concrete piling. The concrete will be poured into wood and Sono-Tube forms. Riprap armoring will be placed at the base of each pile and will be covered with native lakebed material. The placement of dredged or fill material associated with the project include: 5 cubic yards of concrete for the piling and footings and 4 cubic yards of riprap for armoring of the piling covered by 1 cubic yard of native lakebed material. Excavated material not needed to cover the riprap will be disposed at an appropriate upland location.

PURPOSE - To provide recreational lake access and boat moorage.

ENDANGERED SPECIES - The Endangered Species Act (ESA) of 1973, as amended, requires assessment of potential impacts to listed and proposed species. The bald eagle (*Haliaeetus leucocephalus*) threatened and the Columbia River bull trout (*Salvelinus confluentus*) threatened in the state of Washington, may occur in the proposed project area. A preliminary determination indicates that the activity may affect, but is not likely to adversely affect threatened species designated under the Endangered Species Act of 1973.

ESSENTIAL FISH HABITAT - The Magnuson-Stevens Fishery Conservation and Management Act (MSA), as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the National Marine Fisheries Service (NMFS) on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). There is no EFH in the project area.

CULTURAL RESOURCES - The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. The following is current knowledge of the presence or absence of historic properties and the effects of the undertaking upon these properties:

a. Known historic properties occur in the vicinity of the proposed project. An historic properties investigation may be required during the permit review.

The District Engineer invites responses to this public notice from Federal, Native American Nations or tribal governments, State, and local agencies, historical and archeological societies, and other parties likely to have knowledge of or concerns with historic properties in the area.

PUBLIC HEARING - Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

EVALUATION - The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers (Corps) is soliciting comments from the public; Federal, Native American Nations or tribal governments, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act. This evaluation will include an alternatives analysis.

ADDITIONAL EVALUATION - The State of Washington is reviewing this work for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act. The proposal is also the subject of a shoreline substantial development permit being processed by Chelan County.

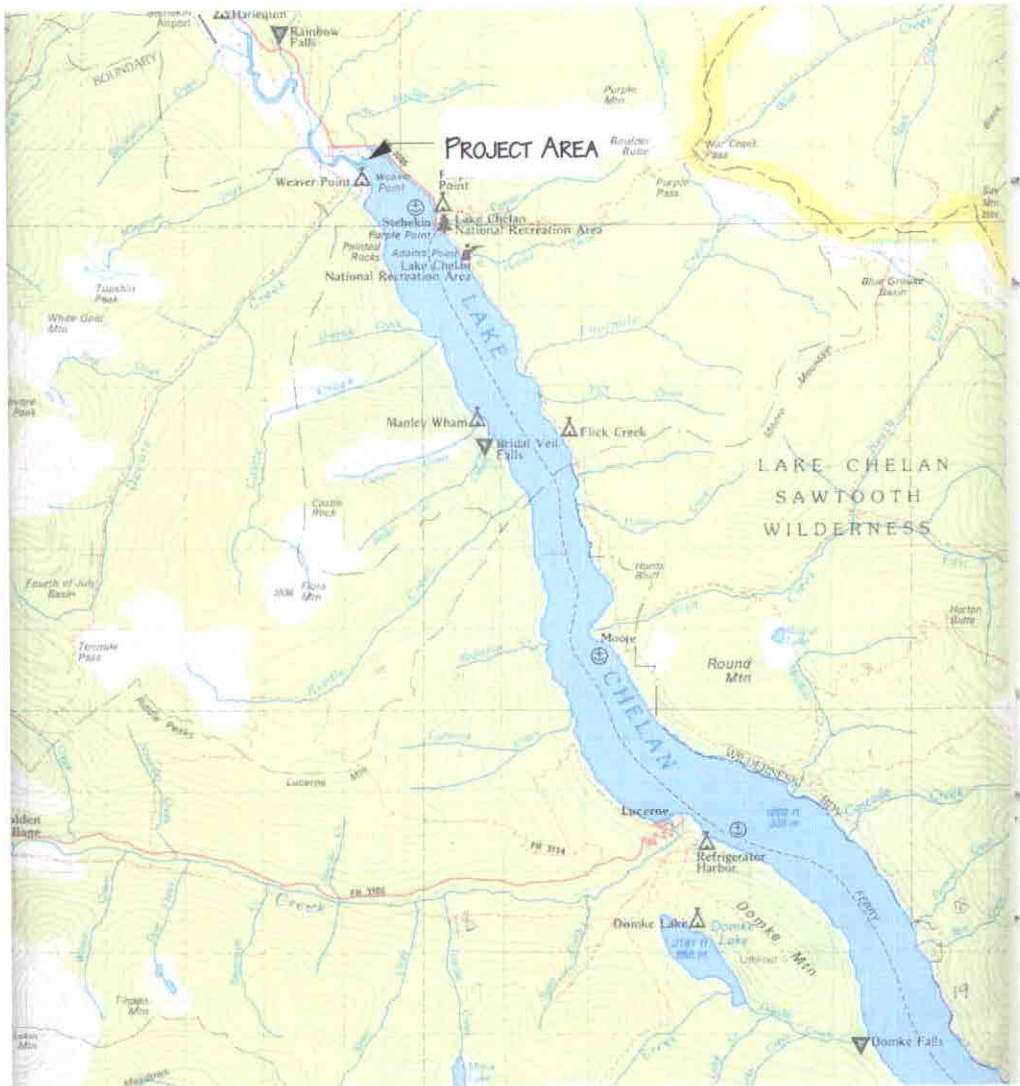
COMMENT AND REVIEW PERIOD - Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to deborah.j.knaub@usace.army.mil.

200301301

Conventional mail comments should be sent ATTN: Regulatory Branch. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

Davis, Lew
200301301

Encl
Drawings (3)



PURPOSE: Recreational lake access
and moorage
DATUM: NGVD
ADJACENT PROPERTY
OWNERS: Diane Tews, Fretwell
Family Partnership, Terry Parks

APPLICANT: Lew Davis
200301301
LOCATION ADDRESS: No
address at this location

PROPOSED: Construct pier with
footings and piling
IN: Lake Chelan AT: Stehekin
COUNTY: Chelan STATE: WA
SHEET 1 OF 3
DATE: December 31, 2003

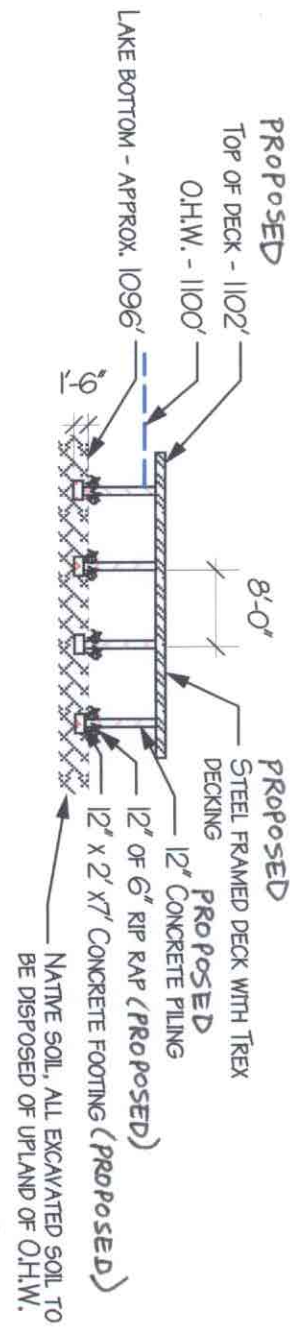
SHEET NO.
VM 1

DATE: 1 Jan 03
SCALE: 1" = 1 MI

Lew Davis Dock Project
Stehekin, WA

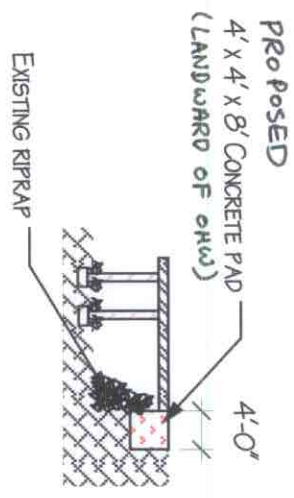


1666 Pitcher Canyon Road
Wentworth, WA 99801
(509) 663-9279



X-SECTION A - A1

PROPOSED placement of:
5 C.Y. OF CONCRETE
4 C.Y. OF RIPRAP
1 C.Y. OF NATIVE LAKEBED MATERIAL



X-SECTION B-B1

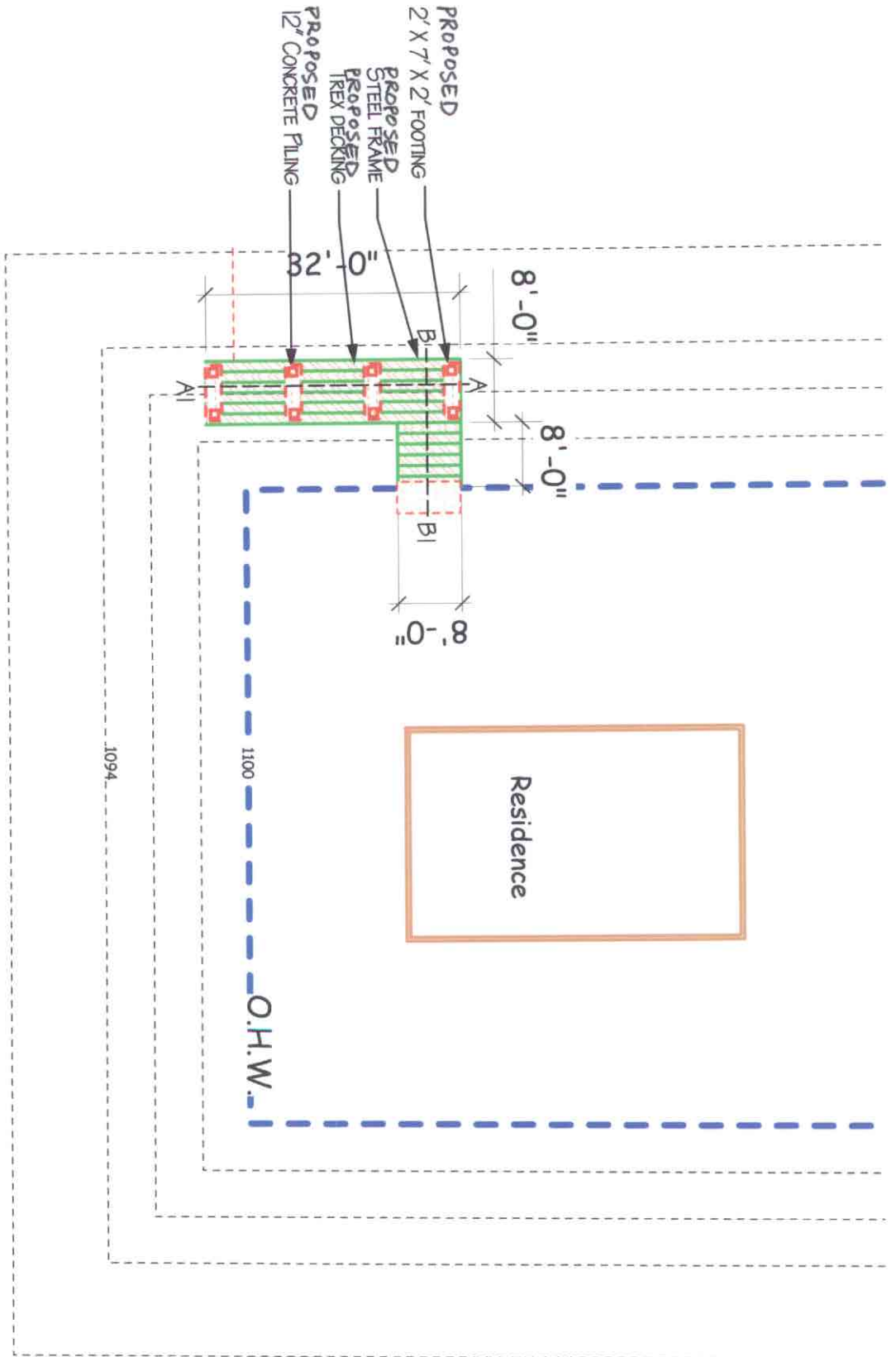
NTS

PURPOSE: Recreational lake access and moorage DATUM: NGVD ADJACENT PROPERTY OWNERS: Diane Tews, Fretwell Family Partnership, Terry Parks	APPLICANT: Lew Davis 200301301 LOCATION ADDRESS: No address at this location	PROPOSED: Construct pier with footings and piling IN: Lake Chelan AT: Stehekin COUNTY: Chelan STATE: WA SHEET 2 OF 3 DATE: December 31, 2003
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PURPOSE: Recreational lake access and moorage
 DATUM: NGVD
 ADJACENT PROPERTY OWNERS: Diane Tews, Fretwell Family Partnership, Terry Parks

APPLICANT: Lew Davis
 200301301
 LOCATION ADDRESS: No address at this location

PROPOSED: Construct pier with footings and piling
 IN: Lake Chelan AT: Stehekin
 COUNTY: Chelan STATE: WA
 SHEET 3 OF 3
 DATE: December 31, 2003



Lew Davis Dock Project Stehekin, WA



1666 Pritchard Canyon Road
 Wenatchee, WA 98801
 (509) 663-6259

SHEET NO.
 SP 1



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

*P.O. Box 47600 • Olympia, Washington 98504-7600
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006*

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Notice of Application for
Water Quality Certification

Date: January 14, 2004

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 401 of the federal Clean Water Act of 1977 (PL 95-217), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200301301 will comply with the Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Any person desiring to present views on the project pertaining to compliance with water pollution control laws may do so by providing written comments within 30 days of the above publication date to:

Federal Permit Coordinator
Department of Ecology
SEA Program
Post Office Box 47600
Olympia, Washington 98504-7600